

Application	19/041/2019
<u>IN THE MATTER</u>	of the Sale and Supply of Alcohol Act 2012
<u>AND</u>	
<u>IN THE MATTER</u>	of an application by Te Kuiti Holdings Limited for a temporary authority in respect of the premises situated at 96 Rora Street, Te Kuiti trading as Te Kuiti SuperValue pursuant to section 136 of the Act

Chairperson: Mrs S Grayson

Members: Cr G Whitaker, Mr R Murphy

DECISION OF THE WAITOMO DISTRICT LICENSING COMMITTEE

1. The application for a temporary authority to carry on the sale and supply of alcohol pursuant to off-licence 019/041/2019 authorising the sale and supply of alcohol for consumption on the premises, to any person who is present on the premises is granted subject to the following condition:

The temporary authority must be displayed next to the base licence attached to the interior of the premises so as to be easily read by persons entering through the principal entrance.

2. The temporary authority may issue immediately.
3. The temporary authority is granted for a maximum period of 3 months.

Reasons

1. This is the third application by Te Kuiti Holdings Limited for a temporary authority in respect of the premises situated at 96 Rora Street, Te Kuiti trading as Te Kuiti SuperValue pending the issue of a new off-licence. Te Kuiti Holdings Limited has been operating under a temporary authority since 28 January 2019.
2. The District Licensing Committee has met to determine this application on the papers and without notice to the applicant on 9 August 2019 (sections 136(3), 191(1) Sale and Supply of Alcohol Act 2012).

Should the temporary authority be granted?

3. Section 136 provides that a temporary authority to carry on the sale and supply of alcohol can be granted to any person who has an interest in the premises where an on-licence is in force for a period of up to 3 months. The purpose of this section is to give the new owner time to apply for a new off-licence. Te Kuiti Holdings Limited has applied for a new off-licence on 7 May 2019 and this has been set down for a public hearing on 27 September 2019. Therefore, there is a genuine need for a third temporary authority to allow the company to continue trading in the interim.
4. The Liquor Licensing Inspector and Police have assessed the suitability of the applicant to hold a temporary authority and have no objection to the application.
5. The licensing committee is satisfied that Te Kuiti Holdings Limited has sufficient certificated Duty Managers to ensure compliance with the Sale and Supply of Alcohol Act 2012.
6. Therefore, the temporary authority is granted for a maximum period of 3 months pursuant to section 136(1) of the Sale and Supply of Alcohol Act 2012.

Dated this 9th day of August 2019

A handwritten signature in blue ink, appearing to be 'S Grayson', written in a cursive style.

Sara Grayson
Commissioner
Waitomo District Licensing Committee